

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
GREENBELT DIVISION**

COSTAR REALTY INFORMATION, INC.  
and COSTAR GROUP, INC.,

Plaintiffs,

v.

MARK FIELD D/B/A ALLIANCE  
VALUATION GROUP, *et al.*

Defendants.

Civil Action No. 8:08-CV-663-AW

**JOINT STATUS REPORT**

Plaintiffs CoStar Realty Information, Inc., and CoStar Group, Inc. (collectively, “CoStar”), defendant Russ Gressett (“Gressett”), and defendant Pathfinder Mortgage Corporation (“Pathfinder”) hereby submit the following joint status report.<sup>1</sup>

a. Completion of Discovery

The discovery period has closed.

CoStar has filed a motion to compel Pathfinder to search for additional documents and to provide a properly educated Rule 30(b)(6) witness. In addition, CoStar has filed a Motion for an Order to Show Cause Why Default Should Not Be Entered Against Mark Field d/b/a Alliance Valuation Group, as he has not responded to CoStar’s discovery requests, did not attend his deposition, and has not responded to any of CoStar’s correspondence and attempts to contact him since the withdrawal of his counsel from

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<sup>1</sup> Defendant Mark Field d/b/a Alliance Valuation Group has not responded to any of CoStar’s attempts at contact. In addition, defendant Lawson Valuation Group has filed for bankruptcy and so CoStar has

this case. CoStar has not been able to take discovery of defendant Lawson Valuation Group, as it filed for bankruptcy in Florida. However, CoStar wishes to preserve its rights with respect to Mark Field d/b/a Alliance Valuation Group and Lawson Valuation Group.

b. Pending Motions

CoStar has filed (1) a motion to compel production against Pathfinder; and (2) a Motion for an Order to Show Cause against Mark Field d/b/a Alliance Valuation Group.

c. Dispositive Pretrial Motions

CoStar plans to file a Motion for Summary Judgment against Pathfinder and a Motion for Summary Judgment against Russ Gressett. Pathfinder plans to file a Motion for Summary Judgment against CoStar. Gressett plans to file a Motion for Summary Judgment against CoStar.

CoStar also intended to file motions for summary judgment against Mark Field d/b/a Alliance Valuation Group and Lawson Valuation Group. CoStar wishes to preserve its right to file for summary judgment against both of these entities.

CoStar contends that the lack of responsive information from Pathfinder, Mark Field d/b/a Alliance Valuation Group and Lawson Valuation Group, hinders the ability of CoStar to move for summary judgment against all of the defendants, as each was involved with Mark Field, and Lawson Valuation Group and Mr. Gressett were part of National Valuation Group.

CoStar and Pathfinder have agreed to the following schedule for their summary judgment motions:

Pathfinder to file motion for summary judgment: September 28, 2009

CoStar to file opposition to Pathfinder motion and cross motion for summary judgment: October 15, 2009

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refrained from further contact.

Pathfinder to file reply in support of motion for summary judgment and opposition to CoStar cross motion for summary judgment:

November 2, 2009

CoStar reply in support of cross motion for summary judgment:

November 13, 2009

CoStar and Russ Gressett have agreed to the following schedule for their summary judgment motions:

CoStar to file motion for summary judgment:

November 2, 2009

Gressett to file opposition to CoStar motion and cross motion for summary judgment:

November 19, 2009

CoStar to file reply in support of motion for summary judgment and opposition to Pathfinder cross motion for summary judgment:

December 9, 2009

CoStar reply in support of cross motion for summary judgment:

December 21, 2009

d. Jury Trial and Length of Trial

Gressett and Pathfinder each demanded a jury trial in their respective answers. CoStar believes that a trial involving CoStar, Russ Gressett, and Pathfinder should take 4-5 days, but that additional time may be required in the event that Mark Field d/b/a Alliance Valuation Group and/or Lawson Valuation Group are included as defendants at trial.

e. Settlement Negotiations

Representatives of the parties and/or counsel for the parties engaged in settlement discussions immediately preceding and following institution of the litigations. CoStar provided terms for settlement both to Gressett and Pathfinder, but the parties were unable to resolve the matter. In the event that the

case is not resolved on summary judgment, the parties will engage in additional discussions regarding settlement.

f. Request for Settlement or Other ADR Conference

CoStar does not request a settlement or other ADR conference, but is willing to engage in such a conference once the dispositive motions are addressed, if appropriate.

Gressett and Pathfinder are interested in a settlement conference once the dispositive motions are addressed.

g. Proceedings Before Magistrate Judge

The parties have met and conferred and do not consent to have a U.S. Magistrate Judge conduct any further proceedings in this case, either before or after the resolution of any dispositive pretrial motion, including trial (jury or nonjury) and entry of final judgment.

Dated: September 25, 2009

Respectfully submitted,

/s/

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## **CERTIFICATE OF SERVICE**

I hereby certify that service required by Fed. R. Civ. P. 5 was made, and that a true copy of the above document was served upon the attorneys of record for the following parties by electronically filing the document with the Clerk of Court using the CM/ECF system, which caused a Notice of Electronic Filing (NEF) to be sent to the following on September 25, 2009:

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I further certify that service required by Fed. R. Civ. P. 5 was made, and that a true copy of the above document was served upon the following parties by U.S. Mail and electronic mail on September 25, 2009:

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